

United States Department of Agriculture

BUREAU OF ANIMAL INDUSTRY

ORDER AMENDING REGULATIONS RELATING TO MEAT INSPECTION

Pursuant to the authority conferred upon the Secretary of Agriculture by the act of Congress approved March 4, 1907 (34 Stat. 1260; 21 U. S. C. 71-91), Title 9, Chapter I, Subchapter A, Code of Federal Regulations [B. A. I. Order 211, Revised], as amended, is hereby further amended, effective October 1, 1941, as follows:

(1) Subsection (t) of section 1.1 [Reg. 1, sec. 1, par. 20] is amended to read as follows:

(t) *Meat product*.—Any edible part of the carcass of any cattle, sheep, swine, or goat which is not manufactured, cured, smoked, processed, or otherwise treated.

(2) Section 1.2 [Reg. 1, sec. 2] is revoked.

(3) Section 16.14 [Reg. 16, sec. 3, par. 2, amdt. 7, July 25, 1933] is amended to read as follows:

SECTION 16.14. *Marking meat or product placed in casings to which artificial coloring is applied*.—When meat or product is placed in casings to which artificial coloring is applied under subsection 18.6 (c) [Reg. 18, sec. 6, par. 3, amdt. 7, July 25, 1933], the article shall be legibly and conspicuously marked by stamping or printing on the casing or securely affixing to the article the printed words "artificially colored": *Provided*, That if the casing is removed from the meat or product at the official establishment and there is evidence of artificial coloring on the surface of the meat or product, the article from which the casing has been removed shall be marked by stamping directly thereon or by securely affixing thereto the printed words "artificially colored": *Provided further*, That when the casing is colored prior to its use as a covering for meat or product, the coloring shall be of a kind and so applied as not to be transferable to the meat or product and not to be misleading or deceptive with respect to color, quality, or kind of meat or product enclosed therein, and the casing shall be marked with the words "casing colored" prominently displayed: *Provided further*, That sausage of the smaller varieties, such as frankfurters and pork sausage, shall bear the words "artificially colored" at least once on each 1½ pounds of product: *And provided further*, That when such meat or product is distributed from an official establishment in an immediate or true container of a type and size customarily sold at retail intact, the declaration of coloring on the label of the package shall be sufficient.

(4) Part 16 [Reg. 16] is amended by adding the following new sections:

SEC. 16.31. *Marking meat or product with the list of ingredients*.—A meat or product fabricated from two or more ingredients shall bear a list of the ingredients, giving the common or usual names of the ingredients arranged in the order of their predominance, except that spices, flavorings (including essential oils, oleoresins, and other spice extractives), and colorings may be designated as "spices," "flavorings," and "colorings" without naming each. The list of ingredients shall be applied legibly and securely to the meat or product by means approved by the Chief of Bureau such as stamping, printing, or the use of paper bands, or tied-in paper or fabric flaps on stuffed sausage, or tissue strips on loaflike articles: *Provided*, That meats and products for which definitions and standards of identity have been prescribed by regulation, which conform to such definitions and standards, and which bear the names specified in the definitions and standards together with such declara-

tion of optional ingredients and other labeling features as are required in the applicable definitions and standards, need not bear lists of ingredients: *Provided further*, That sausages of the smaller varieties, such as frankfurters and pork sausage, and bockwurst shall bear the list of ingredients at least once on each 1½ pounds of product: *And provided further*, That when such meat or product is distributed from an official establishment in an immediate or true container of a type and size customarily sold at retail intact, the list of ingredients on the label of the package shall be sufficient. [Reg. 16, sec. 2, par. 7.]

(5) Part 17 [Reg. 17; SRA, BAI 189, January 1923, "Relabeling Products"; SRA, BAI 190, February 1923, "Coined or Fanciful Names of Products" and "Designating Vegetable Fat Ingredients of Compound"; SRA, BAI 196, August 1923, "Approval of Labels and Other Markings on Meat and Products"; SRA, BAI 198, October 1923, "Approval of Labels and Other Markings on Meat and Products"; SRA, BAI 199, November 1923, "Approval of Labels and Other Markings on Meat and Products"; SRA, BAI 203, March 1924, "Distribution of Labels Bearing the Inspection Legend," "Use of the Term 'Bockwurst,'" and "Approval of Stencils, Box Dies, and Brands"; SRA, BAI 204, April 1924, "Net Weight of Meat and Meat Food Products in Official Establishments"; SRA, BAI 209, September 1924, "Approval of Gelatin Labels" and "Approval of Names and Terms Involved in Trade-mark Registration"; SRA, BAI 216, April 1925, "Approval of Cloth Containers" and "Approval of Inserts"; SRA, BAI 217, May 1925, "Labeling Products 'Baked'"; SRA, BAI 244, August 1927, "Approval of Combination Markings for Meat or Product"; SRA, BAI 248, December 1927, "Omission of Establishment Number from Cartons" and "Labeling Products Containing Pimiento"; SRA, BAI 250, February 1928, "Transparent Wrappings on Meat"; Circular Letter No. 1551, BAI, June 13, 1928; SRA, BAI 259, November 1928, "Labeling Products 'Shankless' and 'Hockless'"; SRA, BAI 275, March 1930, "Inspection Legend on Cellophane Wrappers"; SRA, BAI 301, May 1932, "Gelatin Permissible in Head Cheese"; SRA, BAI 304, August 1932, "Labeling Meat Food Products Containing Added Gelatin"; SRA, BAI 309, January 1933, "Net-Weight Ruling Applicable to Meat and Products in Package Form"; SRA, BAI 324, April 1934, "Gelatin Coating for Smoked Meats"; and Circular Letter No. 2060, BAI, November 2, 1937] is revoked, and part 17 as hereinafter set out is substituted therefor:

PART 17—LABELING

SEC. 17.1. *Labeling required; supervision by Bureau employee.*—(a) When, in an official establishment, any inspected and passed meat or product is placed or packed in any can, pot, tin, canvas, or other receptacle or covering constituting an immediate or true container, there shall be affixed to such container or covering a label as hereinafter described in this part: *Provided*, That plain wrappings for fresh meat, such as dressed carcasses and primal parts thereof, which are used solely to protect the product against soiling or excessive drying during transportation or storage need not bear a label: *Provided further*, That uncolored transparent coverings, such as cellophane, which bear no printed or graphic matter and which enclose any unpackaged or packaged meat or product bearing all required markings need not bear a label if the required markings are clearly legible through such coverings: *And provided further*, That animal and transparent artificial casings bearing no marks or printed features other than those required under part 16 need not bear additional labeling.

(b) Folders and similar coverings made of paper or like material, which do not completely enclose the product and which bear any printed word or statement, shall possess all features required on a label for an immediate or true container.

(c) No container or covering which bears or is to bear a label shall be filled, in whole or in part, except with articles which have been inspected and passed in compliance with this subchapter, which are sound, healthful, wholesome, and fit for human food, and which are strictly in accordance with the statements on the label. No such container or covering shall be filled, in whole or in part, and no label shall be affixed thereto, except under the supervision of a Bureau employee.

SEC. 17.2. *Labels; what to contain, when and how used.*—(a) Labels within the meaning of this part shall include any printing, lithographing, embossing, or other marking on labels, stickers, seals, wrappers, or receptacles.

(b) Labels shall contain, prominently and informatively displayed, (1) the true name of the meat or product; (2) the word "ingredients" followed by a list of the ingredients when the meat or product is fabricated from two or more ingredients, except in case of meats and products for which definitions and standards of identity have been prescribed by regulation; (3) the name and place of business of the manufacturer, packer, or distributor; (4) an accurate statement of the quantity of contents; and (5) an inspection legend and the number of the establishment, in the form shown herewith, on that portion of the label featuring the name of the meat or product, or, when there are two or more panels, then on the principal display panels: *Provided*, That the name and place of business of the manufacturer, packer, or distributor and the statement of the quantity of contents may be omitted from labels for meat or product not required to be labeled under section 17.1: *Provided further*, That the establishment number may be omitted from the labels on cartons used as outer containers of edible fats, such as lard and oleomargarine, when such articles are enclosed in wrappers which bear an inspection legend and establishment number: *Provided further*, That a metal container on which an inspection legend is embossed may, with the approval of the Chief of Bureau, bear an inspection legend of different design and may be in abbreviated form: *And provided further*, That approved labels which, except as to form of the inspection legend and establishment number herein required, are in compliance with this subchapter may be used until January 1, 1943.



(1) The name of a meat or product shall be the common name, if any, and one which clearly and completely identifies the article. Meat or product which has been prepared by salting, smoking, drying, cooking, chopping, and the like shall be so described on the label unless the name on the article implies, or the manner of packaging shows, that the meat or product was subjected to such procedure or procedures. The unqualified terms "meat," "meat byproduct," "meat food product," and terms common to the meat industry but not to consumers such as "picnic," "butt," "cal," "square," "loaf," "spread," "delight," "roll," "plate," "luncheon," and "daisy" shall not be used as names of articles unless accompanied with terms descriptive of the meat or product or with a list of ingredients.

(2) The list of ingredients shall appear as part of or in addition to the true name of the product and shall show the common or usual names of the ingredients arranged in the order of their predominance, except that spices, flavorings (including essential oils, oleoresins, and other spice extractives), and colorings may be designated as "spices," "flavorings," and "colorings" without naming each. The name of an ingredient shall not be a collective name but shall be a specific name, as, for example, "beef," "pork," "beef tripe," "beef hearts," "sheep livers," "pork snouts," "flour," "corn flour," "potato flour," "water," "dried skim milk," "tomato puree," and "beef broth": *Provided*, That when the label bears the designation "compound" or "shortening," the term "animal and vegetable fats" or "vegetable and animal fats" may be employed to designate the ingredients of mixtures of such edible fats whether unhardened or hardened singly or as a mixture. "Animal fats" as used herein means inspected and passed fat derived from cattle, sheep, swine, or goats.

(3) The name under which inspection is granted to an official establishment may appear without qualification upon the label or the container of an article prepared by the official establishment so named. When an article is prepared by an official establishment for a person other than one of those to whom inspection has been granted at that establishment, and the name of such person is to appear upon the label or container thereof, the name shall be qualified by a phrase which reveals the connection such person has with the food, as, for example, "prepared for —."

(4) The statement of quantity shall represent in terms of avoirdupois weight or liquid measure the quantity of meat or product in the package (exclusive of materials packed with it) except as provided for in section 17.7. When no general consumer usage to the contrary exists, the statement shall be in terms of liquid measure if the product is liquid or in terms of weight if the meat or product is solid, semisolid, viscous, or a mixture of solid and liquid. Unless the statement is so qualified as to show that it expresses the minimum quantity, it shall be taken to express the actual quantity. When the statement

expresses the minimum quantity, no variation below the stated minimum shall be permitted, and variations above the stated minimum shall be no greater than consistent with filling the container to the stated minimum in accordance with good commercial practice. When the statement expresses actual quantity, variations incident to packing in accordance with good commercial practice shall be allowed but the average shall not be less than the quantity stated: *Provided*, That packages of meat or product having a capacity of less than $\frac{1}{2}$ ounce avoirdupois or less than $\frac{1}{2}$ fluid ounce shall not be required to be labeled with the statement of the quantity of contents.

(c) Stencils, box dies, inserts, and like devices shall not bear an inspection legend or any abbreviation or representation thereof: *Provided*, That wooden boxes of light material, having a maximum capacity of 5 pounds and fiberboard containers may, upon approval by the Chief of Bureau, have an inspection legend and establishment number imprinted thereon.

(d) The establishment number shall be embossed on all sealed metal containers of inspected and passed meat and products filled in an official establishment, except that such containers which bear lithographed labels in which the establishment number is incorporated need not have the establishment number embossed thereon. Labels shall not be affixed to containers so as to obscure the embossed establishment number.

(e) When any meat or product is placed in a carton or in a wrapper of paper or cloth or in such other labeled container or covering as the Chief of Bureau may approve, an inspection legend and the establishment number, in form and substance as specified in subsection (b) of this section, may be embodied on a sticker to be securely and prominently affixed, along with the name of product, at a place on the label reserved and designated for the purpose. In case there are two or more display panels featuring the name of product, the inspection sticker shall be affixed to the principal panel or panels. The inspection sticker shall not be used without the approval of the Chief of Bureau and shall be affixed to the label under the supervision of a Bureau employee.

SEC. 17.3. *Labeling in connection with definitions and standards of identity.*—When inspected and passed meats or products are labeled with the names of, or are represented as, articles for which definitions and standards of identity have been prescribed by regulation, the labels shall conform to such definitions and standards.

SEC. 17.4. *Labels to be approved by Chief of Bureau.*—(a) No label shall be used on any meat or product until it has been approved in its final form by the Chief of Bureau. Sketches or proofs of new labels shall be submitted in triplicate, through the inspector in charge, to the Bureau for approval, and finished labels shall not be prepared in advance of such approval. After labels have been printed, lithographed, or embossed in accordance with the approved sketches or proofs, they shall be submitted in quadruplicate, through the inspector in charge, to the Bureau for approval.

(b) Each copy of any sketch, proof, or finished label for a meat or product fabricated from two or more ingredients, when submitted to the Bureau for approval, shall be accompanied with a statement showing the kinds and percentages of the ingredients and mode of preparation. Approximate percentages may be given when the percentages of ingredients may vary from time to time, if the limits of variation are stated. In case of lithographed labels, paper take-offs in lieu of sections of the metal containers shall be submitted for approval. Such paper take-offs shall not be in the form of a negative but shall be a complete reproduction of the label as it will appear on the package, including any color scheme involved. In case of fiber containers, printed layers, such as the kraft paper sheet, shall be submitted for approval in lieu of the complete container.

(c) Inserts, tags, liners, pasters, and like devices containing printed or graphic matter and for use on, or to be placed within, containers and coverings of meat or product shall be submitted for approval in the same manner as provided for labels in subsection (a) of this section, except that inspectors in charge may permit use of such devices which contain no reference to meat or meat food product and bear no misleading feature.

(d) Stencils and box dies may be used on shipping containers, including tierces, barrels, drums, boxes, crates, and large-size fiberboard containers provided the markings are applicable to the product, are not false or deceptive, and are used with the approval of the inspector in charge.

SEC. 17.5. Inspector in charge to permit certain modifications of approved labels.—The inspector in charge shall permit the use of approved labels or other markings modified as follows, provided the label or marking as modified is so used as not to be false or deceptive:

(a) The approval by the Chief of Bureau of any label, labeling material, or brand shall constitute authority for the inspector in charge to permit the use of larger sizes of the label, labeling material, or brand on which all features of the marking are proportionately enlarged and the color scheme remains the same. Approval by the Chief of Bureau for a label shall be accepted by the inspector in charge as being in blanket form so far as concerns the figures denoting the quantity of contents. When any approved label, labeling material, or brand is changed by eliminating or adding any feature, approval by the Chief of Bureau shall be obtained for the changed label, labeling material, or brand before its use is permitted.

(b) A master or stock label from which the name and address of the distributor are omitted, if correct in all other respects, will be approved by the Chief of Bureau and thus obviate the necessity of individual approval to show the name and address of each distributor. However, the words "prepared for" or similar statement must be shown, together with the blank space reserved for the insertion, and all features including the name and address of the distributor shall be applied by printing or related process.

(c) Wrappers or other coverings bearing only floral or foliage designs, or illustrations of rabbits, chicks, fireworks, or other emblematic holiday designs, such as those commonly used during the Christmas and Easter seasons, need not be submitted to the Bureau for approval but may be used on permission of the inspector in charge. Such coverings may bear, in addition, statements of holiday greetings, such as "Merry Christmas," "Happy New Year," "Compliments of the Season," etc., and the name or name and address of the establishment, or the name or name and address of the distributor if properly qualified. Such coverings shall be submitted for approval if they bear illustrations of animals the carcasses of which come within the scope of this subchapter, illustrations of corn, nuts, or other materials recognized as feedstuffs for such animals, or statements not within the scope of those outlined above. The foregoing does not authorize the omission of labels or other markings required under this subchapter. The affixing of approved labels to such illustrated coverings does not necessitate the approval of the coverings to which the labels are affixed.

(d) A slight change in arrangement of directions pertaining to the opening of cans or the serving of the product, or in the application of the name of the establishment or distributor or qualifications accompanying such name, does not necessitate reapproval by the Chief of Bureau of the label involved.

(e) The substitution on approved labels and approved markings of such abbreviations as "lb." for "pound," "oz." for "ounce," or the substitution of the word "pound" or "ounce" for the abbreviation does not necessitate the submittal to the Chief of Bureau of the changed labels or markings for approval.

(f) Brands and stamps which are approved by the Chief of Bureau for imprinting, with a prescribed harmless marking fluid, on meat or product the inspection legend, trade marks, and the like, may be duplicated in preparing transfer labels, such as gelatin labels, except that if the transfer label is smaller in size it will be necessary to submit such transfer label to the Bureau for approval.

SEC. 17.6 Approved labels to be used only on products to which they are applicable.—Labels shall be used only on products for which they are approved. They shall not be applied to any meat or product the container or covering of which bears any statement that is false or misleading or is so made, formed, or filled as to be deceptive or misleading.

SEC. 17.7. Meat or product for foreign commerce; printing labels in foreign language permissible.—Labels to be affixed to packages of any meat or product for foreign commerce may be printed in a foreign language and may show the statement of the quantity of contents in accordance with the usage of the country to which exported. The inspection legend and the establishment number shall in all cases appear thereon in English, but, in addition, may appear, literally translated, in foreign languages.

SEC. 17.8. False or deceptive names; established trade names; false indication of origin or quantity; use of names of countries, States, etc.; "farm," "country," etc., qualified by word "style"; labeling of lard, oleo oil, oleo stearin, etc.—(a) No meat or product, and no container thereof, shall be labeled with any false or

deceptive name, but established trade names which are usual to such articles and are not false or deceptive and which have been approved by the Chief of Bureau may be used.

(b) A label for meat or product which is in imitation of another food shall bear the word "imitation" immediately preceding the name of the food imitated and in the same size and style of lettering as in that name and immediately thereafter the words "made from" or equivalent statement and the names of the ingredients arranged in the order of their predominance.

(c) No statement, word, picture, design, or device which conveys any false impression or gives any false indication of origin or quality shall appear on any label. For example:

(1) Terms having geographical significance with reference to a locality other than that in which the product is prepared may appear on the label only when qualified by the word "style," "type," or "brand," as the case may be, in the same size and style of lettering as in the geographical term, and accompanied with a prominent qualifying statement identifying the country, State, Territory, or locality in which the product is prepared, using terms appropriate to effect the qualification. When the word "style" or "type" is used, there must be a recognized style or type of meat or product identified with and peculiar to the locality represented by the geographical term and the product must possess the characteristics of such style or type, and the word "brand" shall not be used in such a way as to be false or deceptive: *Provided*, That a geographical term which has come into general usage as a trade name and which has been approved by the Chief of Bureau as being a generic term may be used without the qualifications provided for in this paragraph. Hereafter the terms "frankfurter," "vienna," "bologna," "braunschweiger," "thuringer," "genoa," and their modifications, as applied to sausages, the terms "brunswick" and "irish" as applied to stews, and the term "boston" as applied to pork shoulder butts, need not be accompanied with the word "style," "type," or "brand" or a statement identifying the locality in which the product is prepared.

(2) The word "ham," without any prefix indicating the species of animal from which derived, shall be used on labels only in connection with pork hams. Ham shanks as such or ham shank meat as such or the trimmings accruing in the trimming and shaping of hams shall not be labeled "ham" or "ham meat" without qualification. When used in connection with a chopped product the term "ham" or "ham meat" shall not include the skin.

(3) The word "fresh" shall not be used on labels to designate meat or product which contains any sodium nitrate, sodium nitrite, saltpeter, potassium nitrite, or benzoate of soda or which has been salted for preservation.

(4) Such terms as "meat extract" or "extract of beef," without qualification, shall not be used on labels in connection with products prepared from organs or parts of the carcass other than fresh meat. Extracts prepared from any parts of the carcass other than fresh meat shall not be labeled "meat extract" but may be properly labeled with the true name of the parts from which prepared. In the case of extract in fluid form, the word "fluid" shall also appear on the label, as, for example, "fluid extract of beef."

(5) Such terms as "farm," "country," and the like shall not be used on labels in connection with meat and products unless such meat and products are actually prepared on the farm or in the country. However, if the articles are prepared in the same way as on the farm or in the country, these terms, if qualified by the word "style" in the same size and style of lettering, may be used. Sausage containing cereal shall not be labeled "farm style" or "country style," and lard not rendered in an open kettle shall not be designated as "farm style" or "country style."

(6) The term "leaf lard" is applicable only to lard prepared from fresh leaf fat.

(7) Oil, stearin, or stock obtained from beef or mutton fats rendered at a temperature above 170° F. shall not be designated as "oleo oil," "oleo stearin," or "oleo stock," respectively.

(8) When any meat or product is enclosed in a container along with a packing substance such as brine, vinegar, or agar agar jelly, a declaration of the packing substance shall be printed prominently on the label in connection with the name of product, as, for example, "frankfurts packed in brine," "beef tongue packed in agar agar jelly," or "lamb tongue packed in vinegar," as the case may be. The statement of the quantity of contents shall represent the weight of the drained product when removed from the container to the exclusion of the packing substance.

(9) The requirement that the label shall contain the name and place of business of the manufacturer, packer, or distributor shall not be considered to relieve any establishment from the requirement that its label shall not be misleading in any particular.

(10) The words "spice," "spices," and "spiced," without qualification shall not be used unless they refer to genuine natural spices.

(11) When lard or hardened lard is mixed with rendered pork fat or hardened rendered pork fat, the mixture shall be designated as "rendered pork fat" or "hardened rendered pork fat," as the case may be.

(12) When not more than 20 percent of beef fat, mutton fat, oleo stearin, vegetable stearin, or hardened vegetable fat is mixed with lard or with rendered pork fat, there shall appear on the label, contiguous to and in the same size and style of lettering as the name of product, the words "beef fat added," "mutton fat added," "oleo stearin added," "vegetable stearin added," or "hardened vegetable fat added," as the case may be.

(13) When cereal, vegetable starch, starchy vegetable flour, dried milk, or dried skim milk is added to sausage within the limits prescribed under subsection 18.6 (e) [Reg. 18, sec. 6, par. 5, amdt. 8, May 8, 1935], there shall appear on the label in a prominent manner, contiguous to the name of the product, the name of each such added ingredient, as, for example, "cereal added," "with cereal," "potato flour added," "cereal and potato flour added," "dried skim milk added," "cereal and dried skim milk added," as the case may be.

(14) Tierces, barrels, and half barrels containing lard, rendered pork fat, and mixtures of edible fats composed in whole or in part of animal fats shall, immediately before or immediately after filling, be legibly marked on one end and on the side near that end with the true name of the product. Pails, tubs, drums, and similar containers of such products shall bear the true name of the product on the side at the time of filling.

(15) The term "meat" and the names of particular kinds of meat, such as beef, veal, mutton, lamb, and pork, shall not be used in such manner as to be misleading or deceptive.

(16) The terms "shankless" and "hockless" shall apply only to hams and pork shoulders from which the shank or hock has been completely removed, thus eliminating the entire tibia and fibula, or radius and ulna, respectively, together with the overlying muscle, skin, and other tissue.

(17) Product labeled "chili con carne" shall contain not less than 40 percent of meat, computed on the weight of the fresh meat. Hearts, cheek meat, head meat, or weasand meat may be used to the extent of 25 percent of the meat ingredient under specific declaration on the label. The mixture may contain not more than 8 percent of cereal.

(18) Product labeled "chili con carne with beans" shall contain not less than 25 percent of meat, computed on the weight of the fresh meat. Hearts, cheek meat, head meat, or weasand meat may be used to the extent of 25 percent of the meat ingredient under specific declaration on the label.

(19) Product labeled "corned beef hash" shall contain not less than 35 percent of corned beef. The basis of computation shall be the weight of the cooked and trimmed beef.

(20) As used on labels of meat or product, the term "gelatin" shall mean (a) the jelly prepared in official establishments by cooking pork skin, tendons, or other connective tissue from inspected and passed product, and (b) dry commercial gelatin or the jelly resulting from its use.

(21) The designation "vegetable fat" is applicable to vegetable oil, vegetable stearin, or a combination of such oil and stearin, whereas the designations "vegetable oil" and "vegetable stearin" shall be applicable only to the oil and the stearin, respectively.

(22) The term "baked" shall apply only to the meat or product which has been cooked by the direct action of dry heat and for a sufficient time to permit the meat or product to assume the characteristics of a baked article, such as the formation of a brown crust on the surface, rendering out of surface fat, and the caramelization of the sugar if applied.

(23) Coverings shall not be of such color, design, or kind as to be misleading or deceptive with respect to color, quality, or kind of meat or product to which they are applied. For example, transparent or semitransparent coverings for such articles as sliced bacon or pork sausage shall not bear lines or other designs of red or other color which give a false impression of leanness of the

meat or product, and transparent or semitransparent coverings shall not have an amber or smoked color of such shade, degree or intensity as to give a false impression with respect to smoking or degree of smoking of the meat or product.

SEC. 17.9. *Labeling meat or product prepared with artificial coloring, artificial flavoring, or preservative.*—Meat or product which bears or contains any artificial coloring, artificial flavoring, or preservative shall bear labeling stating that fact.

(a) Artificial coloring of edible fats shall be declared on the label in a prominent manner and contiguous to the name of the product by the words "artificially colored."

(b) When meat or product is placed in casings to which artificial coloring is applied under subsection 18.6 (c) [Reg. 18, sec. 6, par. 3, amdt. 7, July 25, 1933], there shall appear on the label in a prominent manner and contiguous to the name of the meat or product the words "artificially colored": *Provided*, That if the casing is removed from the meat or product at the establishment and there is evidence of the artificial coloring on the surface of the meat or product, there shall appear on the label in a prominent manner and contiguous to the name of the meat or product the words "artificially colored"; *And provided further*, That when the casing is colored prior to its use as a covering for meat or product, there shall appear on the label in a prominent manner and contiguous to the name of the meat or product the words "casing colored."

(c) When any artificial flavoring is added to meat or product, there shall appear on the label in prominent letters and contiguous to the name of the meat or product the words "artificially flavored."

(d) When any benzoate of soda is added to meat or product, there shall appear on the label in prominent letters and contiguous to the name of the meat or product a statement showing the presence and percentage of such benzoate of soda.

(e) Containers of meat packed in borax or other preservative for export to a foreign country which permits the use of such preservative shall, at the time of packing, be marked "for export," followed on the next line by the words "packed in preservative" or such equivalent statement as may be approved for this purpose by the Chief of Bureau, and directly beneath this there shall appear the word "establishment" or abbreviation thereof, followed by the number of the establishment at which the product is packed. The complete statement shall be applied in a conspicuous location and in letters not less than 1 inch in height.

SEC. 17.10. *Reuse of inspection marks; reuse of containers bearing marks of inspection, labels, etc., requirements regarding.* (a) No Federal inspection marks which have been previously used shall be used again for the identification of any meat or product, except as provided for in subsection (b) of this section.

(b) All stencils, marks, labels, or other devices on previously used containers, whether relating to any meat or product or otherwise, shall be removed or obliterated before such containers are used for any meat or product, unless such stencils, marks, labels, or devices correctly indicate the article to be packed therein and such containers are refilled under the supervision of a Bureau employee.

SEC. 17.11. *Labeling, filling of containers, handling of labeled products to be only in compliance with regulations.*—(a) All labeling of meat and products required to be inspected by Bureau employees shall be in compliance with the regulations in this subchapter.

(b) No person shall apply or affix, or cause to be applied or affixed, any label to any article prepared or received in an official establishment, or to any container thereof, except in compliance with the regulations in this subchapter.

(c) No person shall, in an official establishment, fill or cause to be filled, in whole or in part, any container with any article required by the regulations in this subchapter to bear a label, except in compliance with the regulations in this subchapter.

(d) No person shall remove or cause to be removed from an official establishment any meat or product bearing a label unless such label be in compliance with the regulations in this subchapter.

SEC. 17.12. *Relabeling product, requirements regarding.*—When it is claimed by an official establishment that some of its labeled meat or product which has been transported from the establishment is in need of relabeling on account of the labels' having become mutilated or otherwise damaged, the requests for relabeling the product shall be sent to the Bureau and accompanied with a statement of the reasons therefor. Labeling material intended for relabeling inspected and passed meat or product shall not be transported from an official

establishment until permission has been received from the Bureau. The relabeling of inspected and passed meat or product with official labels shall be done under the supervision of an inspector of the Bureau. The establishment shall reimburse the Bureau, in accordance with regulations of the United States Department of Agriculture for any cost involved in supervising the relabeling of such meat or product.

SEC. 17.13. *Distribution of labels bearing an inspection legend.*—(a) Labels, wrappers, and cartons bearing an inspection legend and the establishment number shall not be forwarded from one official establishment to another, except by permission of the Chief of Bureau.

(b) Labels, wrappers, and cartons bearing an inspection legend but not the establishment number may be transported from one official establishment to another without referring the matter to the Chief of Bureau, provided such shipments are made with the permission and under the supervision of the inspector in charge at the station of origin, who will notify the inspector in charge at destination concerning the date of shipment of the labeling material and the character and quantity of the materials involved. No such material shall be used at the establishment to which it is shipped unless approved for such establishment by the Chief of Bureau.

(6) Subsection (b) of section 18.6 [Reg. 18, sec. 6, par. 2, amdt. 4, October 19, 1925] is amended to read as follows:

(b) There may be added to meat or product, with declaration when required under parts 16 and 17 [Regs. 16 and 17], common salt, sugar (sucrose), refined corn sugar (dextrose), wood smoke, a vinegar, spices, sodium nitrate, sodium nitrite, saltpeter, and potassium nitrite. Benzoate of soda may be added to meat or product only with declaration as provided for under parts 16 and 17 [Regs. 16 and 17].

(7) Paragraph (3) of subsection (c) of section 18.6 [Reg. 18, sec. 6, par. 3 (c), amdt. 7, July 25, 1933] is amended to read as follows:

(3) They shall be declared as required under sections 16.14 [Reg. 16, sec. 3, par. 2] and 17.9.

(8) Section 27.18 [Reg. 27, sec. 10] is amended to read as follows:

SEC. 27.18. *Marking and labeling of meat or product U. S. inspected and passed for importation; application of inspection legend.*—(a) In addition to the name of the country of origin, which shall be preceded by the words "product of," meat or product offered for importation, whether or not enclosed in an immediate or true container, shall bear such other marks, stamps, brands, or labels as are necessary for compliance with part 16 [Reg. 16]. When such marks are imprints of stamps or brands and are made with marking fluid, the latter shall be harmless and of a kind to give permanency to the imprints. In case the name of the country of origin appears as part of an official stamp or brand of the National Government and such name is prominently and legibly displayed, the words "product of" may be omitted from such marking.

(b) The immediate or true container of meat or product offered for importation shall bear a label showing (1) the name of product; (2) the name of the country of origin preceded by the words "product of," which statement shall appear immediately under the name of product; (3) the word "ingredients" followed by a list of the ingredients in case of meats or products fabricated from two or more ingredients but not meats or products for which definitions and standards of identity have been prescribed by the regulations contained in this subchapter; (4) the name and place of business of the manufacturer, packer, or distributor, qualified by a phrase which reveals the connection that such person has with the product, no part of which statement shall be misleading; and (5) an accurate statement of the quantity of contents. The labeling required in this subsection for containers shall be in addition to the marking of the product under subsection (a) of this section.

(c) (1) All outside containers of meat and products which have been inspected and passed in compliance with this part shall be marked by the inspector, or under his supervision, "U. S. Inspected and Passed by Department of Agriculture," or authorized abbreviation thereof and with the name or abbreviation of the name of the official station having jurisdiction over the inspection.

(2) To each immediate or true container of meat or product which has been inspected and passed in compliance with this part and which is to be removed from the outside container at a place other than an official establishment, and thereafter to be transported in interstate or foreign commerce or to an official establishment, there shall be securely affixed, under the supervision of an in-

spector, a sticker, approved by the Chief of Bureau, bearing an inspection legend and an identifying number.

(3) To each immediate or true container of meat or product which has been inspected and passed in compliance with this part and which is removed from an outside container at an official establishment, a sticker bearing an inspection legend and the establishment number shall be securely affixed, before the same shall be allowed to leave the establishment.

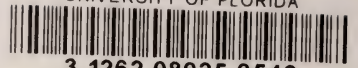
Done at Washington, D. C., this 25th day of February 1941.
Witness my hand and the seal of the Department of Agriculture.



GROVER B. HILL,
Acting Secretary of Agriculture.



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